IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

DAVID A. MILLER,

Civil No. 07-267-JE

Plaintiff,

V. JUDGMENT

MICHAEL J. ASTRUE, Commissioner of Social Security,

Defendant.

Based on the record and the Order filed herewith, this action is reversed and remanded to the Commissioner for further proceedings consistent with the Findings and Recommendation (#27).

IT IS SO ORDERED.

DATED this <u>16</u> day of June, 2008.

/S/ Malcolm F. Marsh
Malcolm F. Marsh
United States District Judge